IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 8398 of 1995

For Approval and Signature:

Hon'ble MISS JUSTICE R.M.DOSHIT

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

SATGURU KELAVNI MANDAL

Versus

GUJARAT SECONDARY EDUCATION BOARD

Appearance:

MR MUKESH R SHAH for the Petitioner
MR VIJAY H PATEL for Respondent No. 1
MR SIRAJ GORI, AGP for Respondent No. 2

CORAM : MISS JUSTICE R.M.DOSHIT

Date of decision: 04/02/2003

ORAL JUDGEMENT

The present petition has been preferred by one

Satguru Kelavni Mandal, an educational trust, against the order dated 17th August, 1995 made by the State Government (Deputy Secretary - Appeals, Education Department).

It appears that the petitioner Trust had applied to the respondent no.1 Board for registration of a secondary school to be established at village Rupa Kheda, Taluka Santrampur, District Panchmahals for the academic year commencing from June, 1993. The said application came to be rejected by the respondent no.1 Board on 29th March, 1993. Feeling aggrieved, the petitioner preferred appeal before the State Government, which was dismissed on 17th August, 1995. Feeling aggrieved, the petitioner has preferred the present petition.

The application for registration made by the petitioner Trust was rejected on several grounds mentioned in the order dated 29th March, 1993 made by the respondent Board. In view of passage of time, no relief as prayed for in the present petition can be granted. Hence, the petition is disposed of. Rule is discharged.

It is clarified that this order shall not preclude the petitioner Trust from making an application for registration of a secondary school afresh. If such an application is made, the same shall be considered in accordance with the prevalent law.

(Ms. R.M. Doshit, J.)

/sakkaf